

UNITED STATES DISTRICT COURT  
for the

Eastern District of Tennessee

United States of America	)	
v.	)	
Frederick Henderson	)	Case No: <u>1:99-cr-78-001</u>
	)	USM No: <u>15955-074</u>
Date of Previous Judgment: <u>March 13, 2000</u>	)	<u>Mary Ellen Coleman</u>
(Use Date of Last Amended Judgment if Applicable)	)	Defendant's Attorney

**Order Regarding Motion for Sentence Reduction Pursuant to 18 U.S.C. § 3582(c)(2)**

Upon motion of ☒ the defendant ☐ the Director of the Bureau of Prisons ☐ the court under 18 U.S.C. § 3582(c)(2) for a reduction in the term of imprisonment imposed based on a guideline sentencing range that has subsequently been lowered and made retroactive by the United States Sentencing Commission pursuant to 28 U.S.C. § 994(u), and having considered such motion,

**IT IS ORDERED** that the motion is:

☐ DENIED. ☒ GRANTED and the defendant's previously imposed sentence of imprisonment (as reflected in the last judgment issued) of 168 months **is reduced to** 140 months. If this revised sentence is less than the amount of time the defendant has already served, the sentence is reduced to a "time served" sentence.

**I. COURT DETERMINATION OF GUIDELINE RANGE** (Prior to Any Departures)

Previous Offense Level: <u>31</u>	Amended Offense Level: <u>29</u>
Criminal History Category: <u>V</u>	Criminal History Category: <u>V</u>
Previous Guideline Range: <u>168</u> to <u>210</u> months	Amended Guideline Range: <u>140</u> to <u>175</u> months

**II. SENTENCE RELATIVE TO AMENDED GUIDELINE RANGE**

- ☒ The reduced sentence is within the amended guideline range.
- ☐ The previous term of imprisonment imposed was less than the guideline range applicable to the defendant at the time of sentencing as a result of a departure or Rule 35 reduction, and the reduced sentence is comparably less than the amended guideline range.
- ☐ Other (explain):

**III. ADDITIONAL COMMENTS**

Except as provided above, all provisions of the judgment dated March 13, 2000 shall remain in effect.

**IT IS SO ORDERED.**

Order Date: October 29, 2008

/s/ R. Allan Edgar  
Judge's signature

Effective Date: \_\_\_\_\_  
(if different from order date)

R. Allan Edgar, United States District Judge  
Printed name and title